



Image

DA C\$

TRANSMITTAL LETTER (General Patent Pending)	Docket No. 12313-US
---	------------------------

In Re Application Of: Jacques ALBERT

Serial No. 10/003,525	Filing Date 6 December 2001	Examiner. Sarah U. Song	Group Art Unit 2874
--------------------------	--------------------------------	----------------------------	------------------------

Title: ADJUSTABLE TEMPERATURE COMPENSATION PACKAGE FOR OPTICAL FIBER DEVICES

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is:

- Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b)
- Check in the amount of \$1330.00

In the above identified application.

- ☐ No additional fee is required.
- ☒ A check in the Amount of \$1330.00 is attached.
- ☒ The assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 13-1717 as described below. A duplicate copy of this sheet is enclosed.
 - ☐ Charge the amount of
 - ☒ Credit any overpayment.
 - ☒ Charge any additional fee required.

Signature

Dated: 31 October 2003

George M. MacGregor
37,547

Marks & Clerk Canada
P.O. Box 957
Station B
Ottawa, ON, K1P 5S7
Phone: (613) 236-9561



I certify that this document and fee being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence



PTO/SB/64 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)
12313-USFirst named inventor: **Jacques ALBERT**Application No.: **10/003,525**Art Unit: **2874**Filed: **6 December 2001**Examiner: **Sarah U. Song**Title: **ADJUSTABLE TEMPERATURE COMPENSATION PACKAGE FOR OPTICAL FIBER DEVICES**Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX: (703) 308-6916NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.The above-identified application became abandoned for failure to file a timely and proper reply to a
notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the
expiration date of the period set for reply in the Office notice or action plus an extensions of time
actually obtained.**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee —required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☒ Other than small entity - fee \$ 1,330.00 (37 CFR 1.17(m))**2. Reply and/or fee**

A. The reply and/or fee to the above-noted Office action in

the form of Continuation Application (identify type of reply):☒ has been filed previously on September 16, 2003.☐ is enclosed herewith.

B. The issue fee of \$ _____.

☐ has been paid previously on _____.☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the
USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete,
including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments
on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent
and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS
ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

11/05/2003 RHARIS1 00000070 10003525

01 FC:1453

1330.00 0P

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. **STATEMENT:** The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Oct. 31, 2003

Date _____

Signature _____

Telephone

Number: 613 236-9561

George M. MacGregor 37,547

Typed or printed name

P.O. Box 957, Station B

Address

Enclosures: ☒ Fee Payment

Ottawa, ON, K1P 5S7, Canada

Address

☒ Reply

23553

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☐ Other:

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: **Mail Stop Petition**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

Date

Signature

Type or printed name of person signing certificate



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jacques Albert

For : ADJUSTABLE TEMPERATURE COMPENSATING PACKAGE FOR
OPTICAL FIBER DEVICES

Serial No. : 10/003,525

Filed : December 6, 2001

Examiner : Sarah U. Song

Art Unit : 2874

Our File : 12313-US

October 31, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
U. S. A.

Sir:

In the above-identified application an extension of time for responding to an Office Action dated March 13, 2003 was filed September 15, 2003, September 15 being the Monday following the due date. It was intended that a continuation application be filed simultaneously with the extension request but unfortunately the continuation application was not delivered to the Patent Office until September 16, 2003.

It is respectfully requested that the referenced application (10/003,525) be revived and the continuation application filed September 16, 2003 be considered as a reply to the Office Action of March 13, 2003. The appropriate petition under 1.17(b) and the required fee is attached.

Respectfully submitted,

George M. MacGregor, Reg. No. 37,547
Marks & Clerk
P.O. Box 957, Station B
280 Slater Street, Suite 1800
Ottawa, Ontario, Canada
K1P 5S7

Telephone No.: (613) 236.9561
Facsimile No.: (613) 230-8821